

OPPOSED BY THE FILIPINOS

Native Lawyers Unfriendly to the Proposed New Code.

Public Discussion of the Judicial System Begun in Manila Today. Mr. Ide Replies to Criticisms Regarding Appointments to Office.

MANILA, May 28.—(1 p. m.)—The public discussion of the new judicial system to be established here began this morning, and there are indications that acrimonious debates will follow during its consideration as the native judges and lawyers do not appear to be entirely pleased with the proposed code.

The subject was opened by Henry C. Ide, of the Philippine Commission, before a large audience of Filipino and American judges and Filipino lawyers. During his address, Mr. Ide described the system which had been decided upon as combining simplicity with expedition and involving the smallest possible expense to litigants. He said that it had been compiled after an exhaustive study of modern systems and suggestions from Filipino lawyers.

The native practitioners, backed by the Law College, requested an indefinite postponement of the public discussion of the new code until they had been able to study its various provisions. This was not granted as the Philippines have been debating civil matters of this nature for eight months.

Mr. Ide answered the Filipino agitators who have raised the row over the appointment of some American judges, by declaring that the Commission was following the instructions of President McKinley in giving preference to natives wherever possible. He said that in twenty provinces where civil government had been organized, all the officials are natives or Americans; all the fiscals are natives. The Chief Justice of the Supreme Court, Arellano, is a native.

Senator Paterno and Attorney General Torres suggested some slight amendments to the code. The discussion of its provisions will proceed by sections and will probably not be concluded inside of two weeks.

Senator Dancel will go to Laguna tomorrow to reopen negotiations with General Calles for the latter's surrender. He will be accompanied by Calles' former adjutant.

A NEW SUBMARINE BOAT.

The Russian Vessel Available for Several Purposes.

LONDON, May 28.—A mail story from St. Petersburg represents that a submarine boat recently constructed in Russia, is available for a warship, passenger, or cargo boat.

It is declared that the speed of the boat on the surface is sixty knots and when submerged thirty knots.

AS KING EDWARD'S GUEST.

Lord Milner to Be Entertained at Windsor Tonight.

LONDON, May 28.—King Edward will entertain Lord Milner, of Cape Town, at a dinner at Windsor Castle tonight.

KILLED BY A LYDDITE SHELL.

A Frightful Accident in the Home of a Boer Commandant.

PIETORIA, May 28.—A lyddite shell exploded in the house occupied by Boer Commandant Schoeman on Sunday night. Schoeman and his daughter, and the father of Commandant Ben Viljoen were killed and Mrs. Schoeman and another were injured.

The shell had been kept as a curio, the cap having been screwed off. Schoeman after lighting his pipe, threw the match away. It fell in the shell, and a terrific explosion followed. The house was completely wrecked, and windows in other houses for a considerable distance were broken.

STOPPED BY THE BRITISH.

The Boer Invaders Said to Have Been Driven Toward the Northeast.

LONDON, May 28.—A despatch from Middleburg, Cape Colony, of yesterday's date, says the British claim that the southward progress of Commandant Krieger in Cape Colony has been stopped and that he has turned toward the northeast.

The horses that have been used in the operations in the eastern part of Cape Colony are completely exhausted and both sides are commandeering fresh mounts.

A BRUTAL CRIME IN LONDON.

Murder and Mutilation in the Notorious White Chapel District.

LONDON, May 28.—A sensational murder and case of mutilation has occurred in a low lodging-house in Dorset Street, White Chapel, close to the scene of the "Jack the Ripper" murders of 1888. The victim, a woman named Annie Austin, twenty-eight years old, was found lying in a bedroom on Sunday morning, and was removed to a hospital, where she died.

The murderer escaped, and the police were not notified of the crime until early yesterday. The murderer's long stay and the total lack of description of him renders his apprehension unlikely. The lower part of the victim's body was frightfully mutilated. The woman was conscious when found, but died without making a statement.

The police are apprehensive of further outrages, and a panic has been created in the neighborhood.

THE SEAWANAKA CUP RACES.

The Grey Friar Leads in the Trials of English Yachts.

SOUTHAMPTON, May 28.—In the trials of the small yachts as to which shall represent England in the Seawanhaka Cup races, the Grey Friar has made the best showing up to the present.

MR. CROKER'S HORSES WIN.

Successful in Two Races at Hurd Park Today.

LONDON, May 28.—The race for the all-aged maiden plate of 100 sovereigns, six furlongs straight, was run at Hurd Park today and was won by Croker's Viper, at odds of 2 to 1 against L. C. Garman's Little Emily, gelding, third, Elgin's Hurd.

The American jockey, J. Reiff, had six mounts today and rode the winner in three races.

Every Afternoon and Evening.

Haley's Full Concert Band, Chesapeake Beach, Commencing May 30.

THE TENNESSEE DISASTER.

Twenty-one Miners Killed in the Dust Explosion.

CHATTANOOGA, Tenn., May 28.—In the explosion of dust at the Richmond mine of the Dayton Coal and Iron Company, at Dayton, Tenn., last night twenty-one miners all white, were killed. Nine were seriously injured, several of whom will die and four escaped injury.

It was the custom at this mine to throw down coal each afternoon, so that it could be loaded into the haul cars the following morning and hauled from the mine. Afternoon blasts were placed as usual yesterday, dynamite cartridges being used. One of these blasts, instead of exploding properly, blew out of the hole in which the cartridge had been placed, shooting out a long flame. Instantly the mass of coal dust exploded. The explosion was so terrific that the iron haul cars were torn into shreds. Instant death came to twenty-one of the thirty-four miners who had been at work all day.

News of the catastrophe soon reached Dayton and a relief party was at once organized. The work of recovering bodies was retarded by the fumes of gas generated by the explosion. A number of the rescuing forces were overcome and had to be carried from the mine. The majority of those killed were mangled by being thrown against the walls of the mine by the fearful concussion. Very few were killed by the gas, most of the lives lost being due to the force of the explosion. As the bodies were recovered from the mine they were carried by a locomotive to Dayton and placed in the two undertaking establishments.

DELAYED BY BAD WEATHER.

The Constitution May Have a Trial This Afternoon.

NEWPORT, R. I., May 28.—Another mucky day made it impossible to begin the work of tuning up the Cup defender, Constitution.

There is a good breeze from the north, and if the weather conditions improve the yacht will take a spin this afternoon.

TO BRING SHAMROCK I.

The Old Challenger Coming Over With the New Yacht.

GLASGOW, May 28.—After consultation with Mr. Fife Sir Thomas Lipton has decided to send the Shamrock II, in order that he may continue the trial races up to the date of the Cup races.

Captain Vane, who will command the Shamrock I with the same crew that has been racing her against the Shamrock II.

THE VALKYRIE DEMOLISHED.

Lord Dunraven's Old Cup Challenger Turned Into Junk.

GREENOCK, May 28.—Lord Dunraven's old Cup challenger, Valkyrie III, which was sold last week to a firm of ironworkers, was towed to Glasgow today and broken up. She brought £1,500 as junk.

The yawl Sybarite has arrived on the Clyde from Southampton.

ENDED HIS OWN LIFE.

A Man Commits Suicide in Buffalo While Holding His Wife's Hand.

BUFFALO, N. Y., May 28.—While holding his wife's hand and while she was powerless to prevent him, Ryal C. Payne, sixty years old, a well-known resident of the village of Tonawanda, near Buffalo, N. Y., committed suicide last night by shooting himself in the head. The deed had been premeditated and was gruesome in the extreme.

Payne had been drinking heavily of late and this had affected his wife so she threatened to leave him. Last night he went home under the influence of liquor and, calling his wife to his room, asked her if she intended to leave him, all the time grasping her hand. She replied that she would if he did not stop drinking. Then he took a revolver from his pocket and, quick as a flash, fired a bullet into his brain and fell over dead. When his clothes were searched two ounces of chloral and two ounces of laudanum were found. Mrs. Payne is prostrated.

ARRIVAL OF THE SEDGWICK.

The Transport's Crew Saves an Insane Span From Drowning.

NEW YORK, May 28.—The United States transport Sedgwick arrived this morning from Cienfuegos and Havana with 32 cabin and 128 discharged soldiers and civilian employees. Among the cabin passengers were Brig. Gen. H. M. Roberts, Major E. S. Dooley, of the Quartermaster's Department; Colonel Dunsmuir, of the Signal Corps; Major D. T. Laine, Captain Matheson, and Capt. Bradley P. Strong. The Sedgwick has on board the body of J. F. Sagario, ex-Spanish Consul General.

The Sedgwick was coming up the bay this morning when, off Hoffman Island, Matthew M. Campbell, of the Hospital Corps, who has been under treatment for insanity jumped overboard. The alarm was immediately given and a boat was lowered and the man was rescued. The prompt work of the crew is commended. The rescuing boat was in the water in thirty-eight seconds.

A NORTH RIVER MYSTERY.

The Body of a Woman Awaiting Identification.

NEW YORK, May 28.—The body of the woman found in North River at the foot of Twenty-second Street last night was taken to the morgue this morning. The body had evidently not been in the water long.

The woman was about thirty-five years old, weighed 125 pounds, and was a trifle over five feet tall. She had light brown hair and blue eyes, and was dressed in blue serge. Her clothing, although not expensive, was well made and in good condition. One cent was found in the pocket of her skirt.

The police think that the woman was a passenger on a Hudson River boat or a ferryboat.

JENKINS LEADS TO MURDER.

Elkins, Samuel Reed, a Negro Railroad Laborer, Is Charged, Said Sarah Parker and William Dooley, both colored, with a gun loaded with slugs, killing the woman instantly, a slug entering her heart, while Dooley's leg was badly lacerated. Reed had forbidden the woman to receive the attentions of Dooley. Reed escaped.

CHICAGO, May 28.—The identity of the schooner which is drifting about Lake Michigan north of Milwaukee, capsized and full of water, remains a mystery. The schooner C. H. Hackley, which was reported missing and overdue at Sheboygan, arrived at Sheboygan yesterday and Captain Gertling reported all well on board that vessel.

Overturned Schooner Unidentified.

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\$10 to Buffalo and Return via B. & O. R. R.

By coaches and through sleepers. Leave Washington 5:30 p. m., Wednesday, May 30. Returning on regular trains until June 4th, inclusive. Special Excursion Day at the Exposition.

WITHDRAWING THE TROOPS

A General Exodus of German Forces Begins in China Today.

The Celestial Armies Drawing Nearer to Peking to Take Charge of the Capital—Plans for the Return of the Court—Guard for Missionaries.

PEKING, May 28.—(9 a. m.)—Twenty-five hundred German marines are under orders to move to Kiaochow, and will begin leaving at once, and the movement will be carried on gradually. Fourteen hundred will start today, about one-third of whom will travel overland.

The German cavalry squadron, which has been stationed at Kalgan, returned here last Sunday. It is expected that within two weeks 5,000 troops will leave China, and two transports will sail for Germany direct.

There has been no movement of the French from Peking-fu since the return of the Tientsin column, which was employed afterward on the expedition to Kukuian. The Germans have reduced the number of their troops at Peking-fu.

The last of the American troops embarked on the transport Summer on Sunday. The Summer sailed for Manila yesterday.

Chinese regular troops under General Kou are now fifty miles north of Peking. General Ma is co-operating with the Germans at Fouping and Antzeung, to the west of Peking.

Four thousand of Governor Yuan-shih-kai's troops left the Province of Shantung yesterday for Peking. They are under command of General Chang. When they arrive here they will be placed in charge of Hui-yu-fen, the former Civil Governor of Peking and ex-Director of Railways. Hui-yu-fen has always been a friend of the foreigners, is an earnest reformer, and was selected to assist the Peking authorities in securing unanimity of action in maintaining order. Many of Yuan-shih-kai's troops were originally raised by the former Civil Governor, and his selection for this new post is regarded as a very good one.

Chou-ham, Provincial Judge of Chi-li, will have charge of the troops in that province, but will be subject to the orders of Hui-yu-fen. Chou-fu, late commissioner for the settlement of missionary claims, will have charge of the rations and pay of the soldiers.

The preparation of the route by which the court will return to Peking has been assigned to Chou-fu, and a map of that part of Chi-li through which the court will pass has already been prepared. A scheme is being prepared also for the transportation and reception of the Emperor and Dowager Empress.

A third list of reprehensible Chinese officials, all in Peking, has been prepared. Fifty have been ordered punished. The ministers will ask that they be prohibited from ever holding office again.

An official guard has been sent by the Governor of the Province of Shansi to escort the Protestant missionaries to Tai-yuen-fu. The guard will arrive here on June 5.

SEARCHING FOR EVIDENCE.

Little Progress Made in the Jersey Kidnapping Case.

ORANGE, N. J., May 28.—The police do not seem to have made any material progress in their hunt for the material kidnappers here and Mr. Drabell, the detective who is working on the case, said this morning that he had been unable to secure the new evidence which is needed to complete the case against the man suspected of sending the threatening letters to Thomas A. Edison, J. W. Smith, and Victor Bianchi. There is no cessation, however, of the hunt for the kidnappers. The police profess absolute confidence in the correctness of their theories, but will not say what the particular evidence is for which they are searching. They are still looking for the mysterious woman who has been mentioned in the case, but her importance in forging the chain of evidence against the suspect is a matter of dispute among the detectives.

Detectives visited several Newark addresses yesterday in their search, but evidently did not find the woman. It is said that the identity of the woman is an open secret to the acquaintances of the man suspected and they laugh at the air of mystery assumed by the police. The police will not discuss this and deny that the woman who is mentioned in the case is seeking. It is a fact that, even if the woman is found, the police, as Edison will not prosecute. He has notified the Orange police to that effect.

The Pinkerton detectives who have been working on the case left here yesterday. They are not supposed to run the usual watchman on the grounds at Llewellyn Park, Mr. Edison's home. The family took occasion to deny this morning that there had been any trouble there last night or at any other time, or that the Pinkerton men had been there. As has been reported, no one was seen about the park last night who might have been considered suspicious and Mr. Edison's secretary said that any such report was false.

THE RAILROAD TARIFF DISPUTE.

A. B. & O. Official Appointed as Arbitrator.

BALTIMORE, May 28.—D. B. Martin, manager of the Baltimore and Ohio passenger traffic, has been selected as arbitrator to settle the tariff dispute among Western lines raised by the action of the Walush Railroad.

The choice followed a conference held last week at Chicago between representatives of the Western and Eastern lines. The latter came into the situation because, as a result of the cut rates, tickets were being sold from Kansas City by way of Chicago to Buffalo, 82 cents higher than from Chicago, and this made the Eastern lines anxious to secure a settlement.

Negotiating for Chicago Property.

CHICAGO, May 28.—Negotiations are in progress for the sale of property at the southwest corner of Michigan Avenue and Washington Street to New York men and, as is expected, the deal is carried through, a sixteen-story hotel and theatre will adorn the spot now occupied by the Dearborn Park Apartment Building and a drug house.

Trains Today for Chesapeake Beach. 9:30 a. m., 2:30 p. m., 5:30 p. m., 7:30 p. m. Return 2:30 p. m., 6 p. m., 10 p. m., 10:30 p. m. Trip.

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After a Long Idleness.

WILKESBARRE, Pa., May 28.—After a strike of four and a half months work was resumed at the Heas-Goldsmith silk mill in this city this morning, all the strikers going back.

The force is rather small as a number of the strikers left town during the trouble.

CHESAPEAKE BEACH DEPARTMENT LIMITED.

Leaves District Line 5:30 p. m. Free chair cars.

PRESBYTERIANS AT ODDS.

Trouble Caused by a Motion Deposited by Dr. Dickey.

PHILADELPHIA, May 28.—For two hours today a storm cloud hung over the Presbyterian Assembly. The trouble started soon after the delegates had been called to order.

Dr. Moffat moved to reconsider the vote of the Assembly yesterday which constituted the new committee upon revision of the constitution. Dr. Dickey, however, moved the appointment of the same men, with the exception that Dr. Minton, the Moderator, was mentioned as chairman instead of Dr. Dickey, who had acted as chairman during the last year. Many of the leading revolutionists had not yet entered the church and the new make-up of the committee was ordered.

When Dr. Dickey came in and found that he had been deposed from the chairmanship in favor of Dr. Minton, he had avowed himself a conservative. He was exceedingly angry. It was quickly rumored that Dr. Dickey regarded the Assembly's action as an insult, and would resign.

His friends rallied about him and Dr. Johnson announced that he would move for a second reconsideration. The question promised to create a disturbance more bitter, because of its personal nature, than the question of revision itself.

Dr. Dickey's friends, however, pleaded with Dr. Dickey for harmony. Dr. Minton was summoned from the chair and he and Dr. Dickey, with about ten leaders, were closeted during the entire morning session. Shortly after noon Dr. Nicolls, one of Dr. Dickey's friends, asked the Assembly to reconsider the motion making Dr. Minton chairman and allow the Revision Committee to select its own head. He said:

"This is a new committee. There is, however, a matter of precedent that has been overlooked. In appointing Dr. Minton chairman, the assembly has made a severe reflection upon the chairman of the preceding committee, as it was a committee of the Assembly."

Dr. Moffat remarked that a motion to reconsider is not debatable, but Dr. Herick Johnson sprang to his feet and declared that, whether it was debatable or not, he was going to be heard and he made an impassioned plea for harmony. "It is a delicate situation," he said, "and this Assembly should reconsider."

"To reconsider would be to insult the Assembly," cried Dr. Moffat. "We must have a revivified at the head of that committee, and Dr. Minton has spoken against revision," shouted a delegate.

A storm of hisses followed this remark. Then Dr. Dickey asked to be heard. He gracefully withdrew his objections at that point, and said he would try to work in sympathy with Dr. Minton. The commissioners applauded and an adjournment was taken.

ADJUSTED BY ARBITRATION.

The New York Bricklayers Return to Work.

NEW YORK, May 28.—The differences between the Bricklayers' Union and the Mason Builders' Association were adjusted at a meeting of the Joint Arbitration board last night, and the bricklayers who had been locked out returned to work this morning.

From June 20 the bricklayers will receive an increase of 5 cents an hour in pay. The strike and lock-out for two weeks has kept nearly 10,000 men out of employment and stopped the work of 124 contractors. By the terms of the agreement, the workmen will receive 5 cents an hour more than they did and the contractors can proceed with their work. The bricklayers are to fully man all works of all members of the Mason Builders' Association at once. All questions in dispute are to be submitted to a joint board of arbitration whose decisions shall be final and binding.

The Secretary of War is not yet prepared to express an opinion as to the effect of the court's decision upon the status of the Philippines, as he has not read in full the opinion and has not fully considered the legal points involved. The War Department has the revised Philippines tariff ready for promulgation, and as soon as the Secretary has fully considered the Court's decision he will decide what action to take.

It is possible that in the Secretary's mind the point being considered by the court involves the difference of the dates when the Philippines were ceded and when the United States took possession. It is apparently plain that until the "fourteen rings case" shall be decided at the next term of the court or until Congress shall legislate for the Philippines, the military authorities will remain in control of the tariff as well as other governmental machinery, and that whether duties are collectable on Philippine imports will be left for future action by the court. The Justice practically agrees in the opinion that the decision of yesterday can not be cited as applying to the case of the Philippines.

THE TUNNEL MEN'S STRIKE.

New York Sub-Contractors to Meet This Afternoon.

NEW YORK, May 28.—The Rapid Transit tunnel strike remained unsettled today, pending the meeting of the sub-contractors at John B. McDonald's office this afternoon. The question to be considered were those of additional demands made through the Central Federated Union Committee yesterday. That a reply would be at once forthcoming was far from assured.

Mr. McDonald's public statement of the trouble printed this morning put the strikers in the attitude of breaking faith with their employers and the instigation of their walking delegates.

The men who quit work last Thursday afternoon were the rock drillers, hoisters, and engineers of various sorts, not exceeding 250 in all. They were, however, of the trades most essential at the present stage of progress. Their action left about 1,500 skilled workmen in idleness. The more numerous class of unskilled laborers generally kept at work.

NON-UNION MEN IMPORTED.

The Lehigh Valley Railroad to Start Its Wilkesbarre Shops.

WILKESBARRE, Pa., May 28.—Two carloads of non-union mechanics have been brought to this city by the Lehigh Valley Railroad Company and an effort is to be made to fill the places of the strikers with them. They are quartered at cheap shops North Wilkesbarre and measures were being taken today to guard them from interference. A fence around the shops is being replaced and strengthened and cars are placed in the yard. The men will live in these.

The Lehigh Valley men have endeavored to some of the newcomers, but have failed as the company officers refuse to let them approach. No attempt was made at work today, but it is expected that operations will begin tomorrow. A number of special policemen have been quietly sworn in so that if the company has trouble there will be time lost in getting officers to the spot.

MACHINISTS RETURN TO WORK.

Settlement of the Strike at the Brooks Locomotive Plant.

DUNKIRK, N. Y., May 28.—The strike of the machinists and allied mechanics of the Brooks Locomotive Works was settled this morning. The men returned to work this morning.

Fifty-five hours are to constitute a week's work; for overtime the workmen are to receive one-and-a-half pay. During the week-end will get a half-holiday on Saturday. The Union-Congress Committee is to be recognized in the settlement of grievances, and the men are to have a flat 10 per cent advance in wages.

A SILK MILL STRIKE ENDED.

Operations Resumed in Wilkesbarre After a Long Idleness.

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DISCUSSING THE DECISIONS

Effect on the Philippines of the de Lima Case Ruling.

Diversity of Opinion as to Its Application to the Archipelago—The Views of a Supreme Court Justice and the Solicitor General.

The Supreme Court having decided in the de Lima case that duties were illegally collected on importations from Porto Rico subsequent to its cession and prior to the passage of the Foraker-Payne Tariff act, it is now held by many lawyers that, so far as the Philippines are concerned, the Constitution has followed the flag, and that until further legislation is enacted the Philippines are in effect an integral part of the United States.

This is evidently the view of Solicitor General Richards, who in a statement given out last night said:

"Obviously, what I have said regarding Porto Rico applies equally well to the Philippines, so that the President is perfectly free under the Spooner act to govern the Philippines as their needs and our interests may require."